

1 UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ADRIAN SCHOOLCRAFT,

3 PLAINTIFF,

4 -against-

Case No.:
10 CV 6005

5 THE CITY OF NEW YORK, DEPUTY CHIEF MICHAEL
6 MARINO, Tax ID. 873220, Individually and
7 in his Official Capacity, ASSISTANT CHIEF
PATROL BOROUGH BROOKLYN NORTH GERALD NELSON,
8 Tax Id. 912370, Individually and
9 in his Official Capacity, DEPUTY INSPECTOR
STEVEN MAURIELLO, Tax Id. 895117, Individually
10 and in his Official Capacity, CAPTAIN THEODORE
LAUTERBORN, Tax Id. 897840, Individually and
11 in his Official Capacity, LIEUTENANT WILLIAM
GOUGH, Tax Id. 919124, Individually and
12 in his Official Capacity, SGT. FREDERICK SAWYER,
Shield No. 2567, Individually and
13 in his Official Capacity, SERGEANT KURT DUNCAN,
Shield No. 2483, Individually and
14 in his Official Capacity, LIEUTENANT CHRISTOPHER
BROSCHART, Tax Id. 915354, Individually and
15 in his Official Capacity, LIEUTENANT TIMOTHY
CAUGHEY, Tax Id. 885374, Individually and
16 in his Official Capacity, SERGEANT SHANTEL JAMES,
Shield No. 3004, Individually and
17 in his Official Capacity, and P.O.'s "JOHN DOE"
#1-50, Individually and in their Official Capacity,
18 (the name John Doe being fictitious, as the true
names are presently unknown) (collectively
referred to as "NYPD Defendants"), JAMAICA
19 HOSPITAL MEDICAL CENTER, DR. ISAK ISAKOV,
Individually and in his Official Capacity,
20 DR. LILLIAN ALDANA-BERNIER, Individually and
in her Official Capacity, and JAMAICA HOSPITAL
21 MEDICAL CENTER EMPLOYEE'S "JOHN DOE" #1-50,
Individually and in their Official Capacity,
22 (the name John Doe being fictitious, as the
true names are presently unknown),

23 DEFENDANT.

24 -----X
25 (Continued...)

1 DATE: SEPTEMBER 26, 2013

2 TIME: 10:10 A.M

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5 VIDEO DEPOSITION of the Plaintiff, ADRIAN
6 SCHOOLCRAFT, taken by the respective parties, pursuant to a
7 Court Order and to the Federal Rules of Civil Procedure,
8 held at the offices of Scoppetta, Seiff, Kretz &
9 Abercrombie, Esqs, 444 Madison Avenue, New York New York,
10 10022 before Elizabeth Forero, a Notary Public of the State
11 of New York.

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A. SCHOOLCRAFT

1 in dealing with that?

2 A. Dealing with?

3 Q. With being made an example of for reasons you
4 felt were inappropriate?

5 A. I believe, eventually. I don't know if I put it
6 that way to them. At that time I was dealing with a
7 private attorney.

8 Q. What did the private attorney do for you?

9 A. He wrote a letter.

10 Q. To?

11 A. To Inspector Mauriello.

12 Q. What did the letter say?

13 A. It was in regards to pointing out inconsistencies
14 in the evaluation, and I believed it requested a
15 resolution. I haven't reviewed it in a while.

16 MR. KRETZ: Resuming at fifteen thirteen.

17 Q. Who are you referring to there we just work
18 together?

19 A. Astor.

20 Q. Had your father asked about Astor?

21 A. I believe, he is asking me to -- A-S-T-O-R --
22 Astor went to IAB, and he asked me something to the effect
23 can he help. Then that's when I quoted him why we became
24 partners. That was his quote.

25 Q. When you say we just worked together because we

A. SCHOOLCRAFT

1 didn't want to work with niggers, that was you quoting
2 Astor?

3 A. Correct.

4 Q. That was something Astor said to you sometime in
5 the past?

6 A. It was approximately late 2005 when I came back
7 from leave. He was -- I don't think he had a permanent
8 partner. When I returned, he approached me and said why
9 don't we just partner up or else, something the effect, we
10 are going to have to work with one of these niggers.

11 MR. KRETZ: Resuming at twelve forty.

12 MR. SMITH: Did you say twelve forty?

13 MR. KRETZ: Yes, I went back. Stopping at
14 thirteen twenty-seven.

15 Q. You were intending on conveying to QUAD you were
16 concerned about the safety of police officers and the
17 safety of the community?

18 A. Correct.

19 Q. Did you believe that?

20 A. Yes.

21 MR. SMITH: So the record is clear the last
22 quote was we were helping the criminals more than
23 we were helping the people who we were supposed
24 to be helping, the public.

25 MR. KRETZ: Thank you.

A. SCHOOLCRAFT

1 Q. You are referring to the other officers who were
2 asking for what? When you say they fucking asked for it,
3 what are you referring to?

4 MR. KRETZ: And that is at fifteen ten.

5 A. When I was going to report this stuff, it was
6 going to come down on them those officers.

7 Q. And your comment there is they fucking asked for
8 it, if it does come down on them because they didn't help
9 you?

10 A. If that is what I said, I don't recall if I said
11 it just like that. But I basically wrote them off for
12 helping me.

13 Q. That is your voice on the recording; isn't it?

14 A. Correct.

15 MR. KRETZ: Resuming at fifteen twelve.

16 Q. So your testimony here today is, when you say on
17 that tape, we just worked together so we won't have to work
18 with niggers, that is not a statement from you, it's you
19 quoting Officer Astor?

20 A. That is me stating when he approached me what he
21 said.

22 Q. You are quoting him?

23 A. Correct, but I am making the statement but it is
24 based on that quote.

25 Q. You are speaking on the recording?

A. SCHOOLCRAFT

1 A. Correct.

2 Q. You say that statement that is on the recording?

3 A. Correct.

4 Q. Did you agree with that statement?

5 A. Did I agree with the statement?

6 Q. With the statement that is made on that
7 recording, we just work together because we didn't want to
8 work with niggers?

9 A. No, that statement was made and that's why Astor
10 approached me. And we worked together because we were, I
11 guess we were more closely -- some offices have a temper,
12 and some officers are lazy -- we were -- he was good at
13 paperwork. I was good at paperwork. We mixed together
14 well. His comment I think was more towards a specific few
15 he was concerned about being stuck with. That may be he
16 was working with already.

17 Q. So he at the time of that conversation said to
18 you let's work together so we don't have to work with any
19 niggers?

20 A. At the time of this conversation?

21 Q. At the time you are quoting whenever that
22 conversation took place 2005, did he say to you let's work
23 together to so we don't have to work with any niggers?

24 A. Something to that effect.

25 Q. What did you say in response?

A. SCHOOLCRAFT

1 A. I said, okay.

2 Q. You had no problem with that?

3 A. I had no problem working with him.

4 Q. With working with a guy that says to you, let's
5 work together so we don't have work with any niggers, you
6 had no problems with that?

7 MR. SMITH: Objection to form.

8 A. Correct.

9 Q. Then four years later when your father asks you
10 in effect can Astor help us. You say to your father, oh,
11 no, we just work together because we didn't want to work
12 with any niggers. And that was intended to convey that was
13 what Astor felt but you did not?

14 A. I think what he was trying to imply is we were
15 friends in some way other than we just worked together.
16 And, he, ah, that is what I was conveying to him, the only
17 reason Astor agreed that we were partners was to prevent
18 being stuck with just anyone, who he is referring to as a
19 nigger.

20 Q. You think that if Astor had such feelings, he
21 wouldn't be supportive of you in the effort you were
22 undertaking going to QUAD?

23 MR. SMITH: Objection to form.

24 A. No, I think what my father was assuming we were
25 friends and that in some way he had some power answering

A. SCHOOLCRAFT

1 phones at IAB to assist me in some way.

2 Q. That was your way of saying you were not friends?

3 A. That's a dead end.

4 Q. I don't think he will help me. We just work
5 together because we didn't want to work with any niggers.

6 A. Correct, that's what I said.

7 Q. Your testimony today is that is not how you
8 personally felt, you had no problem working with African
9 American officers?

10 A. I did not, not based on African American but
11 based on professionalism, behavior.

12 MR. KRETZ: Fifteen fifty, ah, I don't need
13 to play the rest of the recording, but I can
14 represent that at approximately the twenty-four
15 minute point it sounds look you enter the QUAD
16 offices.

17 MR. SMITH: Can I look at that CD.

18 MR. KRETZ: Yes. Can we have this marked as
19 Defendants' E.

20 (Whereupon, the aforementioned audio disc
21 was marked as Defendants' Exhibit E for
22 identification as of this date by the Reporter.)

23 MR. SMITH: Before she marks that, so this
24 is, ah, I am going to request a copy of this.

25 MR. KRETZ: I will provide you with a copy.